

## **DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### **PERMANENT TCP CONNECTIONS ACROSS SYSTEM REBOOTS**

the specification of which is attached hereto.

I have reviewed and understand the contents of the above-identified specification, including the claims; as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below, and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

(NONE)

I claim the benefit under Title 35, United States Code, §120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(NONE)

All statements made herein of my own knowledge are true, and all statements made on information and belief are believed to be true. Further, these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY

As a named inventor I hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Pryor A. Garnett - 32,136  
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John E. Hoel - 26,279  
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Full name of sole or first Inventor:

Vivek Kashyap

Inventor's signature

29 Dec' 2000

Date

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Citizenship                    India

Post Office Address Same as Above

This declaration ends with this page.

## PATENTS ONLY

To The Commissioner of Patents and Trademarks  
Please record the attached original document or copy thereof.

1. Name of Party(ies)  
conveying an interest:

Vivek Kashyap

Additional name(s) of  
Parties attached? No

2. Name and Address of Party(ies)  
receiving an interest:

**International Business Machines Corporation**  
**Armonk, New York 10504**

Additional name(s) and address(es) of  
Parties? No attached? No

3. Description of interest conveyed:

ASSIGNMENT  
 Security Agreement  
 Other

Change of Name  
 Merger

Execution Date(s) 29 Dec. 2000

JC531 U.S. PTO  
09/753267  
12/29/00

4. Application number(s) or patent number(s).  
Additional numbers attached? No

If this document is being filed together with a new application,  
the execution date of the application is: 29 Dec. 2000

A. Patent Application No.(s):  
(not yet accorded)

B. Patent No.(s):

5. Name and address of party to whom  
correspondence concerning documents  
should be mailed:

**IBM CORPORATION**  
**Intellectual Property Law Dept. ED02-805**  
**15450 SW Koll Parkway**  
**Beaverton, OR 97006-6063**

6. Number of applications and patents  
involved: 1

7. Total Fee (37 C.F.R. §3.41): \$40.00  
Enclosed: \_\_\_\_\_  
Authorized to be Charged: \$40.00

8. Deposit account number: 501336  
(Attach duplicate copy of this form  
if paying by deposit account.)

DO NOT USE THIS SPACE

10. I declare under penalty of perjury under the laws of the United States of  
America that the foregoing is true and correct.

Date: 29 Dec. 2000

Pryor A. Garnett, Reg. No. 32,136

Total number of pages including cover sheet, attachments and document 2